#### IN THE UNITED STATES BANKRUPTCY COURT

### FOR THE DISTRICT OF DELAWARE

In re:	)	Chapter 11
	)	
W.R. GRACE & CO., <u>et</u> . <u>al</u> .,	)	Case No. 01-01139 (JKF)
	)	(Jointly Administered)
Debtors.	)	Objection Deadline: May 21, 2010 @ 4:00 p.m. Hearing Date: June 7, 2010 @ 10:30 a.m.

# FIRST MONTHLY APPLICATION OF THE HOGAN FIRM AS COUNSEL TO THE REPRESENTATIVE COUNSEL AS SPECIAL COUNSEL FOR THE CANADIAN ZAI CLAIMANTS

Name of Applicant: The Hogan Firm

Authorized to Provide

Professional Services to: Lauzon Bélanger and Scarfone Hawkins LLP

("Representative Counsel") as Special Counsel for the Canadian ZAI Claimants by Appointment Order,

Dated March 19, 2010 [Docket No. 24508]

Date of Retention: March 19, 2010 nunc pro tunc to December 21, 2009

Period for which compensation

and reimbursement is sought: December 22, 2009, through March 31, 2010

Amount of compensation sought

as actual, reasonable and necessary: \$ 56,262.00

Amount of expense reimbursement

sought as actual, reasonable and necessary: \$ 2,056.92

This is Applicant's First Monthly Application.

### **Summary of Monthly Fee and Expense Invoice Statements for Compensation Period:**

Date	Period	Requested	Requested	Paid	Paid
Filed	Covered	Fees	Expenses	Fees	Expenses
	December 22, 2009 - March 31, 2010	\$ 56,262.00	\$ 2,056.92	Pending	Pending

Fee Detail by Professional for the Period of December 22, 2009, through March 31, 2010:

Name of Professional Person	Position of the Applicant, Number of Years in that Position, Year of Obtaining License to Practice	Hourly Billing Rate (including changes)	Total Billed Hours	Total Fees
Daniel K. Hogan	President. Member DE bar since 1990	\$350.00	138.60	\$ 48,510.00
Karen E. Harvey	Paralegal - since 1996	\$190.00	35.70	\$ 6,783.00
Gillian L. Andrews	Paralegal - since 2006	\$190.00	5.10	\$ 969.00
Gabrielle Palagruto	Paralegal - since 2008	\$190.00	0.0	\$ 0.00
<b>Grand Total</b>			179.40	\$ 56,262.00
Blended Rate				\$ 313.61
Blended Rate (excluding paralegal time):				\$ 350.00

## Monthly Compensation by Matter Description for the Period of December 22, 2009, through March 31, 2010:

Project Category	Total Hours	Total Fees
Case Administration	122.5	\$ 38,283.00
Fee Applications, Applicant	N/A	0.00
Fee Applications, Others	N/A	0.00
Hearings	29.0	\$ 10,150.00
Plan and Disclosure Statement	N/A	0.00
Meetings	27.9	\$ 7,829.00
TOTAL	179.40	\$ 56,262.00

Monthly Expense Summary for the Period December 22, 2009, through March 31, 2010:

Expense Category	Service Provider (if applicable)	Total Expenses
Photocopies (In House)	1800 copies @ .10 (Invoiced @ .20) <sup>1</sup>	\$ 180.00
CM/ECF	U.S. Bankruptcy Court	\$ 10.00
Court Telephonic Appearance	CourtCall	\$ 640.00
Hearing Transcript	J&J Court Transcribers, Inc.	\$ 346.00
Postage	N/A	0.00
Outside Copy & Serve	IKON Office Solutions	\$ 880.92
TOTAL		\$2,056.92

PLEASE TAKE NOTICE that The Hogan Firm (the "Applicant") has today filed this

Notice of Monthly Fee and Expenses Invoice for December 22, 2009, through March 31, 2010,

(this "Monthly Fee Statement")<sup>2</sup> pursuant to the terms of the Modified Order Granting Application

Authorizing Retention of Daniel K. Hogan, Esq., as Counsel to the Representative Counsel for the

Canadian ZAI Claimants [Docket No. 24509] and the Amended Administrative Order Under 11

U.S.C., §§ 105(a) and 331 Establishing Revised Procedures for Interim Compensation and

Reimbursement of Expenses for Professionals and Official Committee Members [Docket No. 1949].

PLEASE TAKE FURTHER NOTICE that responses or objections to this Monthly Fee Statement, if any, must be filed on or before May 21, 2010, at 4:00 p.m. (prevailing Eastern Time)

<sup>&</sup>lt;sup>1</sup> Del. Bankr. LR 2016-2(e)(iii) states copying charges shall not exceed \$.10 per page.

<sup>&</sup>lt;sup>2</sup>Applicant's History Bill for December 22, 2009, through March 31, 2010, is attached hereto as **Exhibit A.** 

(the "Objection Deadline") with the United States Bankruptcy Court for the District of Delaware, 824 Market Street, Wilmington, Delaware 19801.

PLEASE TAKE FURTHER NOTICE that you must also serve a copy of any such response or objection upon the Notice Parties so as to be received by the Notice Parties on or before the Objection Deadline.

PLEASE TAKE FURTHER NOTICE that upon the expiration of the Objection Deadline, the Applicant shall file or cause to be filed with the Court, and serve on the Notice Parties, a certificate of no objection, certifying that no objection, or partial objection, has been filed with the Court relative to this Application, whichever is applicable, after which the Debtors are authorized and required to pay the Applicant an amount equal to (a) eighty percent (80%) of the fees and one hundred percent (100%) of the expenses requested in the Monthly Fee Statement or (b) eighty percent (80%) of the fees and one hundred percent (100%) of the expenses not subject to any objection. All fees and expenses in this Monthly Fee Statement will be included in the next quarterly application for compensation and reimbursement of expenses to be filed and served by the Applicant, and will be subject to objections at such time.

PLEASE TAKE FURTHER NOTICE that Applicant respectfully requests that, for the period December 22, 2009, through March 31, 2010, an allowance be made to The Hogan Firm for compensation in the amount of \$56,262.00 and actual and necessary expenses in the amount of \$2,056.92 for a total allowance of \$58,318.92; Actual Interim Payment of \$45,009.60 (80% of the allowed fees) and reimbursement of \$2,056.92 (100% of the allowed expenses) be authorized for a total payment of \$47,066.52; and for such other and further relief as this Court may deem just and proper.

PLEASE TAKE FURTHER NOTICE that Applicant believes that the Application and the description of services set forth herein of work performed are in compliance with the requirements of Delaware Local Rule 2016-2, the Amended Administrative Order, and the applicable guidelines and requirements of the Bankruptcy Code, Federal Rules of Bankruptcy Procedure, and the Executive Office for the United States Trustee. A true and correct copy of the Certification of Daniel K. Hogan is attached hereto as **Exhibit B**.

Dated: April 30, 2010 Respectfully submitted,

By: /s/ Daniel K. Hogan

Daniel K. Hogan (DE Bar No. 2814)

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**Counsel to the Representative Counsel for the Canadian ZAI Claimants**